IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

THURSDAY, THE 11TH JANUARY 2007 / 21ST PAUSHA 1928

WP(C).No. 258 of 2007(E)

PETITIONER:

K.G.PREMKUMAR, SOIL CONSERVATION OFFICER
KOLLAM, KOTTIYAM P.O.

BY ADV. SRI.SATHISH NINAN
SRI.SANTHOSH MATHEW

RESPONDENTS:
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1. STATE OF KERALA REPRESENTED BY THE
SECRETARY TO GOVERNMENT, AGRICULTURE DEPARTMENT,
GOVERNMENT OF KERALA, GOVT. SECRETARIAT,
THIRUVANANTHAPURAM.

2. THE DIRECTOR OF AGRICULTURE
(SOIL CONSERVATION UNIT), CHALAI,
THIRUVANANTHAPURAM.

BY GOVT. PLEADER SHRI. BIJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 11/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K.DENESAN, J.

WP(C)No. 258 OF 2007

Dated this the 11th January, 2007.

JUDGMENT

The petitioner is working as Soil Conservation Officer in the Agricultural Department. It is contended that he is entitled to be promoted to the post of Assistant Director of Soil Conservation/District Soil Conservation Officer in terms of the Special Rules. This aspect has been brought to the notice of the Director of the Department through Ext.P1 representation filed by the petitioner.

2. In a case where the right of the officer concerned for promotion has fallen due, the appointing authority is bound to consider his case and pass appropriate orders. Now that the petitioner has submitted a representation before the Director, there is a duty cast on the second respondent to consider the request and take appropriate decision. Hence there shall be an order directing the second respondent to do the needful after going through the facts and contentions stated in Ext.P1. This shall be done as expeditiously as possible, in any event, within three weeks from the date of receipt of a copy of the judgment

along with a copy of the writ petition. Writ petition is disposed of accordingly.

K.K.DENESAN
Judge

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